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GOVERNOR



JARED BLUMENFELD
SECRETARY FOR
ENVIRONMENTAL PROTECTION

State Water Resources Control Board

Division of Drinking Water

May 29, 2019

System No. 4600012

Certified Mail

7017 0190 0000 6412 8918

Alleghany CWD
P.O. Box 860
Alleghany, Ca 95910

TRANSMITTAL OF CITATION NO. 01-02-19C-005

Dear Ms. Arbogast:

The State Water Resources Control Board (Board) Division of Drinking Water has issued the Alleghany County Water District water system a citation, which is attached.

Any person who is aggrieved by an order or decision issued by the deputy director of the Division of Drinking Water under Article 8 (commencing with Health and Safety Code Section 116625) or Article 9 (commencing with Health and Safety Code Section 116650), of the Safe Drinking Water Act (Chapter 4, Part 12, Division 104, of the Health and Safety Code) may file a petition with the State Board for reconsideration of the order or decision. The enclosed citation contains the relevant statutory provisions for filing a petition for reconsideration (Health and Safety Code Section 116701).

Petitions must be received by the State Board within 30 days of the issuance of the order or decision by the Deputy Director. The date of issuance is the date when the Division of Drinking Water mails a copy of the order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day. Petitions must be received by 5:00 p.m. Information regarding filing petitions may be found at: http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml

If you have any questions, please contact Nick McGann at (530) 224-3269 or me at (530) 224-4800.

Stephen W. Watson, P.E.
Lassen District Engineer
Drinking Water Field Operations Branch

Enclosure

cc: Richard L. Hinrichs, Chief, DDW-Northern California Section
Sierra County Department of Environmental Health

4600012/Enforcement
March 2019 Cit Cvr Ltr/mtb

E. JOAQUIN ESQUIVEL, CHAIR | EILEEN SOBECK, EXECUTIVE DIRECTOR

364 Knollcrest Drive, Suite 101, Redding, CA 96002 | www.waterboards.ca.gov

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**CITATION FOR VIOLATION OF CALIFORNIA CODE OF REGULATIONS,
TITLE 22, SECTION 64423(a) - WATER SYSTEM NO. 4600012
C I T A T I O N N O . 01-02-19C-005
Issued on May 29, 2019**

Section 116650 of the California Health and Safety Code authorizes the issuance of a citation to a public water system for violation of the California Safe Drinking Water Act (Health and Safety Code, Division 104, Part 12, Chapter 4, commencing with Section 116270) (hereinafter “California SDWA”), or any regulation, standard, permit or order issued or adopted thereunder.

The State Water Resources Control Board (hereinafter "State Board"), acting by and through its Division of Drinking Water (hereinafter "Division") and the Deputy Director for the Division (hereinafter "Deputy Director"), hereby issues a citation to the Alleghany County water District (hereinafter, "District") (P.O. Box 860 Alleghany, CA 95910) water system for violation of California Code of Regulations (CCR), Title 22, Section 64423(a).

STATEMENT OF FACTS

The District operates a community water system serving a reported population of 80 year-round residents through 57 service connections in Alleghany, California. The District is served by a single groundwater source, Ram Spring. The water from the spring is disinfected for precautionary purposes with sodium hypochlorite prior to being delivered to the distribution system. A single, 150,000-gallon capacity, welded steel tank provides all storage for the water system.

Based on both the number of people served and the number of service connections, the District is required to collect one bacteriological sample per month and have the results from that sample reported directly to the Division by the lab analyzing the sample. Furthermore, the District is required by permit to collect one bacteriological sample each month from the spring, prior to treatment. The Division did not receive any bacteriological results for the month of March 2019.

DETERMINATIONS

Based on the above Statement of Facts, the Division has determined that the District violated Title 22, Section 64423(a) of the California Code of Regulations (CCR), in that the District failed to collect and report the required routine bacteriological sample during the month of March 2019.

DIRECTIVES

The District is hereby directed to take the following actions:

1. Comply with Sections 64423(a), Title 22, of the CCR in all future monitoring periods.

1 2. **By no later than June 30, 2019**, notify all persons served by the District of the
2 monitoring and reporting violation as required by Title 22, Section 64463.4 and
3 Section 64465 of the CCR. Notification shall be completed in accordance with each of
4 the following:

5 a) Provide the notice contained in Attachment "A" by mail or direct delivery to each
6 customer receiving a bill, including those that provide their drinking water to others
7 (e.g., schools or school systems, apartment building owners, or large private
8 employers) and other service connections to which water is delivered by the water
9 system, and

10 b) Provide the notice contained in Attachment "A" by publication in a local newspaper
11 or posting in a conspicuous public place served by the District to reach persons
12 not likely to be reached by a mailing or direct delivery.

13 Changes and/or modifications to Attachment 'A' shall not be made unless approved by
14 the Division.

15 3. Complete and return Attachment 'B' entitled "Certification of Completion of Public
16 Notification" by **July 10, 2019**. A copy of the notification that was provided to users due
17 to the total coliform monitoring and reporting violation in March 2019 shall be included
18 with the form.

19 All documents required by this Citation to be submitted to the Division shall be
20 submitted to the following address:

21 Stephen W. Watson, P. E.
22 Lassen District Engineer
23 State Water Resources Control Board
24 Division of Drinking Water
25 364 Knollcrest Drive, Suite 101
26 Redding, CA 96002
27
28

1 As used in this Citation, the date of issuance shall be the date of this Citation; and the
2 date of service shall be the date of service of this Citation, personal or by certified
3 mail, on the Water System.

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5 Nothing in this Citation relieves the District of its obligation to meet the requirements
6 of Health and Safety Code, Division 104, Part 12, Chapter 4 (California Safe Drinking
7 Water Act), or any regulation, permit, standard or order issued or adopted thereunder.

8
9 The Division reserves the right to make such modifications to this Citation, as it may
10 deem necessary to protect public health and safety. Such modifications may be
11 issued as amendments to this Citation and shall be effective upon issuance.

12 13 **PARTIES BOUND**

14 This Citation shall apply to and be binding upon the District, its officers, directors,
15 shareholders, agents, employees, contractors, successors, and assignees.

16 17 **SEVERABILITY**

18 The Directives of this Citation are severable, and the District shall comply with each
19 and every provision thereof, notwithstanding the effectiveness of any other provision.

20 21 **FURTHER ENFORCEMENT ACTION**

22 The California SDWA authorizes the State Board to: issue citation with assessment of
23 administrative penalties to a public water system for violation or continued violation of
24 the requirements of the California SDWA or any permit, regulation, or order issued or
25 adopted thereunder including, but not limited to, failure to correct a violation identified
26 in a citation or compliance order. The California SDWA also authorizes the State
27 Board to take action to suspend or revoke a permit that has been issued to a public

1 water system if the system has violated applicable law or failed to comply with an
2 order of the State Board; and to petition the superior court to take enforcement
3 measures against a public water system that has failed to comply with an order of the
4 State Board. The State Board does not waive any further enforcement action by
5 issuance of this citation.

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9 5/29/2019

10 Date

Stephen W. Watson

11 Stephen W. Watson, P.E.
12 Lassen District Engineer
13 Division of Drinking Water
14 State Water Resources Control Board

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17 CERTIFIED MAIL 7017 0190 0000 6412 8918

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19 Attachment 'A': Public Notice

20 Attachment 'B': Compliance Certification
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IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

*Este informe contiene información muy importante sobre su agua potable.
Tradúzcalo o hable con alguien que lo entienda bien.*

Monitoring Requirements not met for Allegheny CWD during March 2019

Our water system recently failed to monitor drinking water in accordance with a standard. Although this is not an emergency, as our customers, you have a right to know what happened and what we did to correct this situation.

We are required to monitor your drinking water for specific contaminants on a regular basis. Results of regular monitoring are an indicator of whether or not our drinking water meets health standards. During March 2019 we failed to monitor for coliform bacteria and, therefore, cannot be sure of the quality of our drinking water during that time.

What This Means

There is nothing you need to do at this time. The table below lists the contaminant we did not sample for, how often we are supposed to sample for it, how many samples we are supposed to take, how many samples we took, and when samples should have been taken.

Contaminant	Required sampling frequency	Number of samples required	Number of samples taken	When sample should have been taken	When sample was taken
Coliform Bacteria	1 sample per month	1	0	March 2019	April 3, 2019

Steps We Are Taking

District personnel were very busy during the month of March, responding to power outages, leaks, frozen pipes, and equipment issues. As a result, we forgot to collect our bacteriological sample for the month. As shown in the last column of the table above, we resumed collecting the required samples in April 2019, and have continued to collect the required sampling each month. Samples collected since March have been free of total coliform bacteria. We plan to collect our required sample each month in the future.

For more information, please contact Rae Bell Arbogast at (530) 287-3223.

This notice is being provided to you by Allegheny CWD.

State Water System ID#: 4600012 . Date distributed: _____

Attachment B
COMPLIANCE CERTIFICATION

Citation Number: **01-02-19C-005**

Name of Water System: **Alleghany County Water District**

System Number: **4600012**

As required by Section 116450 of the California Health and Safety Code, I certify that the users of the water supplied by this water system were notified of the bacteriological monitoring and reporting violation, which occurred during March 2019. In addition, I certify that Alleghany County Water District has complied with the directives of this citation as indicated below:

<u>Required Action</u>	<u>Date Completed</u>
Public notification via direct delivery, as required by Directive 2	_____
Public notification via posting in conspicuous places within the distribution system or by publishing in a local newspaper, as required by Directive 2	_____
_____ Signature of Water System Representative	_____ Date

Attach a copy of the notice.

**THIS FORM MUST BE COMPLETED AND RETURNED TO THE DIVISION NO LATER THAN
July 10, 2019.**

Disclosure: Be advised that Section 116725 and 116730 of the California Health and Safety Code states that any person who knowingly makes any false statement on any report or document submitted for the purpose of compliance with the attached order may be liable for a civil penalty not to exceed five thousand dollars (\$5,000) for each separate violation for each day that violation continues. In addition, the violators may be prosecuted in criminal court and upon conviction, be punished by a fine of not more than \$25,000 for each day of violation, or be imprisoned in county jail not to exceed one year, or by both the fine and imprisonment.